HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

W.P.NO. 19357 OF 1999

DATED: 19.6.2007

Between:

N. Subbarathnamma

… Petitioner

and

The Revenue Divisional Officer, Tirupathi,
Chittoor District and others.

… Respondents

HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

W.P.NO. 19357 OF 1999

ORAL ORDER:

Both the learned counsel submitted that with regard to the subject matter in this writ petition, already the petitioner had filed a suit in O.S.No.77 of 1996 and the same is pending adjudication on the file of the learned Principal Junior Civil Judge at Tirupathi. Of course, both the counsel could not state as to whether the suit is still pending or adjudicated finally. However, having regard to the fact that the subject matter in this writ petition and the suit is one and the same, the petitioner could not have approached this court by way of this writ petition. Instead, he should have prosecuted the said suit.

Subject to the above observation, this writ petition is disposed of. No costs.

GOPALA KRISHNA TAMADA, J

Date: 19.6.2007
cvm